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March 1, 2000

ATTN: BOX PATENT APPLICATION

Assistant Commissioner for Patents
Washington, DC 20231

TRANSMITTAL LETTER

Dear Sir:

Enclosed herewith for filing in the United States Patent and Trademark Office are the following documents:

1. New United States Patent Application:

claiming priority to: **Provisional Application No. 60/122,273, filed March 1, 1999; and
Provisional Application No. 60/138,502, filed June 9, 1999;**

entitled: **Nitrosated and Nitrosylated Prostaglandins,
Compositions and Methods of Use**

naming as inventors: **David S. GARVEY Ricky D. GASTON
Inigo SAENZ DE TEJADA Sang William TAM
Manuel WORCEL**

the application having 82 pages of: 62 pages of the specification;
 15 pages of claims;
 1 page of the abstract; and
 4 sheets of formal drawings.

2. Executed Combined Declaration for Patent Application and Power of Attorney.
3. Executed Statement Claiming Small Entity Status.
4. Assignment Recordation Form Cover Sheet and Executed Assignment.
5. Return postcard.

Washington, DC

Boston, MA

London, UK*

The small entity filing fee is calculated as follows:

Claims		Extra Claims	Small Entity Fee per Claim	Small Entity Fee Due
131 Total	- 20	111	x \$9	\$999
6 Independent	- 3	3	x \$39	\$117

Multiple Dependent Claim Fee \$130

Small Entity Filing Fee \$345

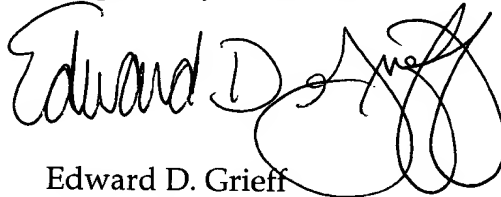
TOTAL FEE DUE: \$1591

The Commissioner is authorized to charge the statutory filing fee of **\$1591** to Deposit Account No. 08-0219. The Commissioner is also authorized to charge any other fees or credit any overpayments to Deposit Account No. 08-0219 to maintain the pendency of the present application. Small entity status has been established in this application.

All correspondence in this application should be directed to:

Edward D. Grieff, Esq.
Hale and Dorr LLP
1455 Pennsylvania Avenue, NW
Washington, DC 20004

Respectfully submitted,



Edward D. Grieff
Registration No. 38,898

Date: March 1, 2000

HALE and DORR LLP
1455 Pennsylvania Avenue, NW
Washington, DC 20004
Phone: 202-942-8400

STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(c))--SMALL BUSINESS CONCERN

Applicant, Patentee, or Identifier: Garvey et al

Application or Patent No.: _____

Filed or Issued: herewith

Title: Nitrosated and Nitrosylated Prostaglandins, Compositions and Methods of Use

I hereby state that I am

☐ the owner of the small business concern identified below:

☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF SMALL BUSINESS CONCERN: NitroMed Inc.

ADDRESS OF SMALL BUSINESS CONCERN: 12 Oak Park Drive, Bedford, MA 01730

I hereby state that the above identified small business concern qualifies as a small business concern as defined in 13 CFR Part 121 for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby state that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described in:

☒ the specification filed herewith with title as listed above.

☐ the application identified above.

☐ the patent identified above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern, or organization having rights in the invention must file separate statements as to their status as small entities, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization having any rights in the invention is listed below:

☒ no such person, concern, or organization exists.

☐ each such person, concern, or organization is listed below.

Separate statements are required from each named person, concern or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

NAME OF PERSON SIGNING L. Gordon Letts, Ph. D.

TITLE OF PERSON IF OTHER THAN OWNER Senior Vice President, Research, Chief Scientific Office

ADDRESS OF PERSON SIGNING NitroMed, Inc., 12 Oak Park Drive, Bedford, MA 01730

SIGNATURE

L. Gordon Letts

DATE 2/22/00